

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

THOMAS J. CONDON,

Defendant.

No.

000

3177

Magistrate General

DOCKETED

MAY 25 2000

FILED-EDS
MAY 25 AM 10:51
CLERK
U.S. DISTRICT COURT

COMPLAINT

The plaintiff, United States of America, by Scott R. Lassar, United States Attorney for the Northern District of Illinois, brings this action against the defendant, Thomas J. Condon, and for its cause of action states:


1. This court has jurisdiction under the provisions of 28 U.S.C. § 1345.
2. The defendant resides at 10534 South Maplewood Avenue, Chicago, Illinois 60655-1102 within the jurisdiction of this court.
3. Pursuant to the provisions of Title IV-D of the Higher Education Act of 1965, as amended, 20 U.S.C. §§ 1087a et seq., and regulations promulgated thereunder 34 C.F.R. Part 685, the defendant executed promissory note(s) as more fully set forth on the Certificate of Indebtedness attached hereto as Exhibit "A". A copy of the note(s) is attached hereto as Exhibit "B".
4. There remains due and owing on said note(s) the principal sum of \$9,029.67, with interest at 8.98% per annum from date of default.
5. Due demand has been made upon the defendant for payment.

WHEREFORE, plaintiff demands judgment against the defendant as follows:

- a. in the amount of \$9,458.38 (\$9,029.67 principal and \$428.71 interest accrued through April 18, 2000 and administrative/penalty charges of \$.00);
- b. interest to accrue at the rate of 8.98% per annum from April 18, 2000 to date of judgment;
- c. interest from the date of judgment at civil post-judgment interest rate in effect on the date of judgment pursuant to 28 U.S.C. §1961 until paid in full;
- d. costs of suit; and
- e. for such other proper relief as this court may deem just.

Respectfully submitted,

SCOTT R. LASSAR
United States Attorney

By: 
MICHELE SCHROEDER
Assistant United States Attorney
219 South Dearborn Street
Chicago, Illinois 60604
312-886-0666

U. S. DEPARTMENT OF EDUCATION
SAN FRANCISCO, CALIFORNIA

CERTIFICATE OF INDEBTEDNESS

Thomas J. Condon
10534 South Maplewood
Chicago, IL 60655
SSN: _____

I certify that Department of Education records show that the debtor named above is indebted to the United States in the amount stated below plus additional interest from 4/18/00.

On or about 10/3/96, the borrower executed promissory note(s) to secure the loan(s) of \$9,085.00. The loan was made by the Department under The William D. Ford Federal Loan Program under Title IV, Part D of the Higher Education Act of 1965, as amended, 20 U.S.C. 1087a et seq. (34 C.F.R. Part 685). The Department demanded payment according to the terms of the note(s), and the borrower defaulted on the obligation on 3/9/97. The Department has credited \$2,269.64 from all sources, including Treasury Department offsets, if any, to the balance. After application of these payments, the borrower now owes the United States the following:

Principal:	\$9,029.67
Interest:	\$428.71
Administrative/Collection Costs:	\$0.00
Penalties:	\$0.00
Total Debt as of 4/18/00:	\$9,458.38

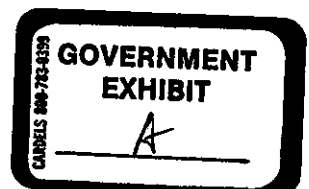
Interest accrues on the principal shown here at the rate of 8.98% per annum and a daily rate of \$2.22.

Pursuant to 28 USC Section 1746(2), I certify under penalty of perjury that the foregoing is true and correct.

4/18/00
Date

Joan Dyer
Loan Analyst
Litigation Branch

Joan Dyer
Loan Analyst



**Direct
Loans**William D. Ford
Federal Direct Loan Program**William D. Ford Federal Direct Loan Program
U.S. Department of Education**

IMAGE-RECORDS

DEC 30 1996

OMB No. 1
Form Appr.
Exp. Date 1**105 Federal Direct PLUS
Application and Promissory****WARNING:** Any person who knowingly makes a false statement or misrepresentation on this form shall be subject to penalties which may include fines, imprisonment or both, under the U.S. Criminal Code and 20 U.S.C. 1097.**Section A: To Be Completed By Borrower**

1. Name (last, first, middle initial) and Permanent Address (street, city, state, zip code)			2. Social Security Number	
Condon, Thomas J			345-40-8707	
11400 S Washtenaw Ave			3. Date of Birth 03/24/51	
Chicago, IL 60655-1922			4. Permanent Area Code/Telephone Number (312) 445-3139	
			5. Driver's License Number (list state abbreviation first) IL C535-83051086	
6. U.S. Citizenship Status (check one) <i>Alien registration number</i>			7. Loan Amount Requested	
1 <input checked="" type="checkbox"/> U.S. citizen or national 2 <input type="checkbox"/> Permanent resident or other eligible alien 3 <input type="checkbox"/> Neither 1 nor 2			\$ 9085	
8. Loan Period Requested From: MM/DD/YY To: MM/DD/YY 08/26/96 05/16/97				
9. References: You must list two persons with different U.S. addresses who have known you for at least three years.				
Name		1. <u>Elizabeth Condon</u>		2. <u>Kathleen Robinson</u>
Permanent Address		<u>9350 S. Leavitt</u>		<u>180 North 600th Street Bend rd</u>
City, State, Zip Code		<u>Chgo IL 60620</u>		<u>Lake in the Hills, IL</u>
Area Code/Telephone		<u>(312) 235-6222</u>		<u>(847) 854-7059</u>
10. Employer's Name <u>Circuit Court of Cook County</u>		11. How many years with this employer? <u>10</u>		12. Employer's Address <u>16501 S. Kedzie Maethqan, IL</u>
13. Employer's Area Code/Telephone Number <u>708-210-4170</u>		14. Are you currently in default on a federal education loan, or do you owe a refund on a federal student grant? If "Yes," read the instructions carefully and attach the required documentation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

Section B: To Be Completed By Student

15. Name (last, first, middle initial)		16. Date of Birth		17. Social Security Number	
Condon, Thomas J		02/18/74		340-76-6237	
18. U.S. Citizenship Status (check one) <i>Alien registration number</i>		19. Are you currently in default on a federal education loan or do you owe a refund on a federal student grant? If "Yes," read the instructions carefully and attach the required documentation.			
1 <input checked="" type="checkbox"/> U.S. citizen or national 2 <input type="checkbox"/> Permanent resident or other eligible alien 3 <input type="checkbox"/> Neither 1 nor 2		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
My signature certifies that I have read and agreed to the conditions outlined in the "Student Certification" printed on the reverse of this Loan Application and Promissory Note.					
20. Signature of Student <u>Thomas J Condon</u>				21. Date <u>12/20/96</u>	

Section C: To Be Completed By School

22. School Name <u>University of Iowa</u>			23. School Code/Branch <u>G01892</u>		
24. Address (street, city, state, zip code) <u>208 Calvin Hall, Iowa City, IA 52242</u>					
25. Loan Period Approved			26. Certified Loan Amount		
From: MM/DD/YY <u>08/26/96</u> To: MM/DD/YY <u>05/16/97</u>			\$ <u>9085</u>		
27. Recommended Disbursement Date(s) (MM/DD/YY)					
1st <u>08/26/96</u>		2nd <u>01/21/97</u>		3rd <u></u> 4th <u></u>	

I promise to pay the U.S. Department of Education all sums (hereafter "loan" or "loans") disbursed under this Promissory Note plus interest and other fees which may become due, as provided in this Promissory Note. If I fail to make payments on this Promissory Note when due, I will also pay collection costs including attorney's fees and court costs. I understand that I may cancel or reduce the size of my loan by refusing any disbursement that is issued to me.

I understand that this is a Promissory Note. I will not sign this Promissory Note before reading it, even if I am advised not to read this Promissory Note. I am entitled to an exact copy of this Promissory Note and a statement of the Borrower's Rights and Responsibilities. My signature certifies that I have read, understand and agree to the terms and conditions of this Promissory

28. Loan Identification Number(s)
340766237-P-97-G01892-1-01 01

Note. My signature on this Promissory Note will serve as my authorization for proceeds to be credited to the student account of the school identified in Section C.

Under penalty of perjury, I certify that the information (Section A) of this Promissory Note is true and accurate for authorized educational expenses of the student named specified loan period. I authorize the Secretary of Education to investigate my credit record and report information on my credit and organizations.

**GOVERNMENT
EXHIBIT**

I UNDERSTAND THAT THIS IS A FEDERAL LOAN THAT I MUST REPAY

10/3/96

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

DOCKETED
MAY 26 2000

Civil Cover Sheet

This automated JS-44 conforms generally to the manual JS-44 approved by the Judicial Conference of the United States in September 1974. The data is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. The information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is authorized for use only in the Northern District of Illinois.

Plaintiff(s):
UNITED STATES OF AMERICA

Defendant(s): THOMAS J. CONDON, 10534
South Maplewood Avenue, Chicago, IL
60655-1102

County of Residence:

County of Residence: COOK

Plaintiff's Atty: Michele Schroeder
Assistant U.S. Attorney
219 S. Dearborn, 5th Fl.
Chicago, IL 60604
312-886-0666

Defendant's Atty:

00C 3177
MAGISTRATE GENERAL

FILED-ED5
00 MAY 25 AM 10:50
CLERK
U.S. DISTRICT COURT

II. Basis of Jurisdiction: 1 U.S. Gov't Plaintiff

III. Citizenship of Principle

Parties (Diversity Cases Only)

Plaintiff: - N/A
Defendant: - N/A

IV. Origin: 1. Original Proceeding

V. Nature of Suit: 152 Student Loan - non VA

VI. Cause of Action: Dept. of Education defaulted student loan pursuant to Title IV-D of the Higher Education Act of 1965, as amended, 20 U.S.C. §§ 1087a et seq

VII. Requested in Complaint

Class Action: No
Dollar Demand: \$9,458.38
Jury Demand: No

VIII. This case is not a refiling of a previously dismissed case. (If yes case number ____ by Judge ____)

Signature: *M. Schroeder*
Date: *5/24/00*

Revised: 03/10/99

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